

8959-12

7/7/2014

1/9



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, DC 20460

JUL -7 2014

OFFICE OF CHEMICAL SAFETY
AND POLLUTION PREVENTION

Patti Golick, Sr. Commercial Regulatory Services Associate
Applied Biochemists Inc.
c/o Lonza Inc.
90 Boroline Road
Allendale, NJ 07401

Subject: Cutrine Plus Granular Algaecide
EPA Registration Number 8959-12
Application Date: June 12, 2014
Received Date: June 13, 2014

Dear Ms. Golick:

This acknowledges receipt of your Notification submitted in accordance with the provisions of PR Notice 98-10 under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) section 3(c)9.

Proposed Notifications

- Add informational braces and brackets to distinguish notes to reviewer and optional language that conforms to a "Master Label".
- Add the optional word "Algaecide" to the product name on the label instructions.

General Comments

Based on a review of the material submitted, this Notification is acceptable.

Should you have any questions or comments concerning this letter, please contact Tom Luminello at (703) 308-8075.

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Luminello".

Jacqueline Hardy
Product Manager 34
Regulatory Management Branch II
Antimicrobials Division (7510P)

219

EPA
 U.S. States
 Environmental Protection Agency
 Washington, DC 20460

- ☐
- Registration
-
- ☐
- Amendment
-
- ☒
- Other

OPP Identifier Number

Application for Pesticide - Section 1

1. Company/Product Number 8959-12	2. EPA Product Manager Jacqueline Hardy	3. Proposed Classification <input checked="" type="checkbox"/> None <input type="checkbox"/> Restricted
4. Company/Product (Name) Cutrine Plus Granular Algaecide	PM# 34	
5. Name and Address of Applicant (Include ZIP Code) Applied Biochemists c/o Lonza Inc. 90 Boroline Road Allendale, NJ 07401	6. Expedited Review. In accordance with FIFRA Section 3(c)(3)(b)(I), my product is similar or identical in composition and labeling to: EPA Reg. No. Product Name	
<input type="checkbox"/> Check if this is a new address		

Section - II

- | | |
|--|--|
| <input type="checkbox"/> Amendment - Explain below. | <input type="checkbox"/> Final printed labels in response to Agency letter dated _____ |
| <input type="checkbox"/> Resubmission in response to Agency letter dated _____ | <input type="checkbox"/> "Me Too" Application |
| <input checked="" type="checkbox"/> Notification - Explain below. | <input type="checkbox"/> Other - Explain below |

Explanation: Use additional page(s) if necessary. (For Section I and Section II.)***Not Subject to PRIA*****Label Notification to Note to Reviewer and optional language. Please see cover letter for details.**

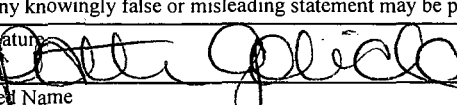
This notification is consistent with the provisions of PR-Notice 98-10 and EPA regulations at 40 CFR 152.46, and no other changes have been made to the labeling or the confidential statement of formula of this product. I understand that it is a violation of 18 U.S.C. Sec. 1001 to willfully make any false statement to EPA. I further understand that if this notification is not consistent with the terms of PR Notice 98-10 and 40 CFR 152.46, this product may be in violation of FIFRA and I may be subject to enforcement action and penalties under sections 12 and 14 of FIFRA.

Signature: Date: 6/12/14

Section - III

1. Material This Product Will Be Packaged In:				2. Type of Container	
Child-Resistant Packaging <input type="checkbox"/> Yes* <input checked="" type="checkbox"/> No *Certification must be submitted	Unit Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Water Soluble Packaging <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		<input type="checkbox"/> Metal	
	If "Yes" Unit Packaging wgt.	No. per container	If "Yes" Package wgt.	No. per container	<input checked="" type="checkbox"/> Plastic
					<input type="checkbox"/> Glass
					<input type="checkbox"/> Paper
					<input type="checkbox"/> Other (Specify)
3. Location of Net Contents Information <input checked="" type="checkbox"/> Label <input type="checkbox"/> Container		4. Size(s) Retail Container 12 and 30 lb		5. Location of Label Directions <input checked="" type="checkbox"/> On Label <input type="checkbox"/> On labeling accompanying product	
6. Manner in Which Label is Affixed to Product <input type="checkbox"/> Lithograph <input type="checkbox"/> Paper glued <input type="checkbox"/> Stenciled <input type="checkbox"/> Other _____					

Section - IV

1. Contact Point (Complete items directly below for identification of individual to be contacted, if necessary, to process this application)					
Name Patti Golick		Title Sr. Regulatory Services Associate		Telephone No. (Include Area Code) 201-316-9293	
Certification I certify that the statements I have made on this form and all attachments thereto are true, accurate and complete. I acknowledge that any knowingly false or misleading statement may be punishable by fine or imprisonment or both under applicable law.					6. Date Application Received (Stamped)
2. Signature 		3. Title Sr. Regulatory Services Associate			
4. Typed Name Patti Golick		5. Date 6/12/14			

June 12, 2014

SUBJECT: Cutrine Plus Granular Algaecide, EPA Reg. No. 8959-12
Application for Label Notification

Dear Ms. Hardy:

I am submitting the enclosed application to make the following changes to the above mentioned product label:

- Page 1
 - Add Note to Reviewer
 - Add optional language of [See Directions for Use and Storage and Disposal on Back [panel]]
- Pages 3 – 4
 - Add optional language [Algaecide]

Please find the enclosed documents in support of this notification:

- Application for Notification;
- Certification with Respect to Label Integrity;
- CD with label;
- One copy of the proposed label with changes highlighted;

If you have any questions or need any additional information, please feel free to contact me at 201-316-9293 or at patti.golick@lonza.com.

Sincerely,
Lonza Inc.

~~John F. Smith~~

Patti Golick
Sr. Commercial Regulatory Services Associate

Note to reviewer:

[Items in brackets [AAA] are optional and may/may not be included on final label]

{Items in braces {AAA} are for information purposes and will not appear on final label}

CUTRINE PLUS GRANULAR ALGAECIDE

FOR USE IN: LAKES; POTABLE WATER RESERVOIRS; PONDS; FISH HATCHERIES
Especially for Control of Chara, Nitella, Hydrilla & bottom growths of filamentous algae

Active Ingredient:

Copper ethanolamine complex (CAS# 14215-52-2)* 10.7%

Other Ingredients 89.3%

TOTAL: 100.0%

*Metallic copper equivalent, 3.7%. Contains 2.2 lbs. of elemental copper per 60 lbs.

KEEP OUT OF REACH OF CHILDREN

DANGER / PELIGRO

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle.

(If you do not understand label, find someone to explain it to you in detail).

FIRST AID

If in eyes:

Hold eye open and rinse slowly and gently with water for 15-20 minutes. Remove contact lenses, if present, after the first 5 minutes, then continue rinsing eye. Call a poison control center or doctor for treatment advice.

If on skin or clothing: Take off contaminated clothing. Rinse skin immediately with plenty of water for 15-20 minutes. Call a poison control center or doctor for treatment advice.

If swallowed: Call a poison control center or doctor immediately for treatment advice. Have person sip a glass of water if able to swallow. Do not induce vomiting unless told to do so by a poison control center or doctor. Do not give anything by mouth to an unconscious person.

If inhaled: Move person to fresh air. If person is not breathing, call 911 or an ambulance, then give artificial respiration, preferably mouth-to-mouth if possible. Call a poison control center or doctor for further treatment advice.

Have the product container or label with you when calling a poison control center or doctor, or going for treatment.

IN CASE OF EMERGENCY CALL: 1-800-654-6911

For help with a spill, leak, fire or exposure involving this product call CHEMTREC 1-800-424-9300.

Note to Physician: Probable mucosal damage may contraindicate the use of gastric lavage.

See Additional Precautions on Back Panel

[See] Directions for Use and Storage and Disposal on Back [panel]

NET CONTENTS: _____

MANUFACTURED FOR:

ab applied biochemists

N175 W11163 Stonewood Drive, Suite 234

GERMANTOWN, WISCONSIN 53022

1-800-558-5106

www.appliedbiochemists.com

EPA REG. NO. 8959-12

EPA EST. Xxxxx-yy-zz

PAT. NO. 3,930,834

Cutrine Plus Granular Algaecide

EPA Reg. No. 8959-12

EPA DRAFT Notification 06-11-2014

Note to reviewer:

[Items in brackets [AAA] are optional and may/may not be included on final label]

{Items in braces {AAA} are for information purposes and will not appear on final label}

PRECAUTIONARY STATEMENTS

HAZARDS TO HUMANS AND DOMESTIC ANIMALS

DANGER. Corrosive. Causes irreversible eye damage and skin burns. May be fatal if absorbed through the skin. Harmful if swallowed or inhaled. Do not get in eyes, on skin, or on clothing. Avoid breathing dust.

PERSONAL PROTECTIVE EQUIPMENT (PPE)

Mixers, loaders, applicators, and other handlers must wear the following:

- Coveralls over long sleeved shirt and long pants
- Protective eyewear (goggles, face shield)
- Chemical resistant footwear
- Socks
- Chemical resistant gloves

When mixing and loading wear a chemical resistant apron. For overhead exposure wear chemical resistant headgear. When cleaning equipment, wear a chemical resistant apron.

Users must wash hands before eating, drinking, chewing gum, using tobacco or using the toilet. Users must remove clothing/PPE immediately if pesticide gets inside. Then wash thoroughly and put on clean clothing. Users must remove PPE immediately after handling this product. As soon as possible, wash thoroughly and change into clean clothing. Wash outside of gloves before removing.

ENVIRONMENTAL HAZARDS

This pesticide is toxic to fish and aquatic invertebrates. Waters treated with this product may be hazardous to aquatic organisms. Treatment of aquatic weeds and algae can result in oxygen loss from decomposition of dead algae and weeds. This oxygen loss can cause fish and invertebrate suffocation. To minimize this hazard, do not treat more than ½ of the water body to avoid depletion of oxygen due to decaying vegetation. Wait at least 14 days between treatments. Begin treatment along the shore and proceed outwards in bands to allow fish to move into untreated areas. Consult with the State or local agency with primary responsibility for regulating pesticides before applying to public waters to determine if a permit is required.

This product may be toxic to trout and other species of fish. Fish toxicity is dependent upon the hardness of water. Do use in water containing trout if the carbonate hardness of the water does not exceed 50ppm. **Do not use in waters containing Koi and hybrid goldfish. Not intended for use in small volume, garden pond systems.**

Certain water conditions including low pH (≤ 6.5), low dissolved organic carbon (DOC) levels (3.0 mg/L or lower), and "soft" waters (i.e. alkalinity less than 50 mg/L), increases the potential acute toxicity to non-target aquatic organisms.

Note to reviewer:

[Items in brackets [AAA] are optional and may/may not be included on final label]

{Items in braces {AAA} are for information purposes and will not appear on final label}

GENERAL INFORMATION

CUTRINE-PLUS GRANULAR [ALGAECIDE] is effective in controlling a broad range of benthic (bottom-growing) algae including: Chara, Nitella and filamentous forms. **CUTRINE-PLUS GRANULAR [ALGAECIDE]** is also effective in controlling the rooted aquatic plant, *Hydrilla verticillata*. The ethanolamines in **CUTRINE-PLUS GRANULAR [ALGAECIDE]** prevent the precipitation of copper with carbonates and bicarbonates in the water. Waters treated with **CUTRINE-PLUS GRANULAR [ALGAECIDE]** may be used for swimming, fishing, drinking water treatment, livestock watering or irrigating turf, ornamental plants or crops following treatment.

DIRECTIONS FOR USE

It is a violation of Federal Law to use this **CUTRINE-PLUS GRANULAR [ALGAECIDE]** in a manner inconsistent with its labeling. Read entire label and use strictly in accordance with precautionary statements and directions.

For applications in waters destined for use as drinking water, those must receive additional and separate potable water treatment. Do not apply more than 1.0 ppm as metallic copper in these waters.

GENERAL PRECAUTIONS AND RESTRICTIONS

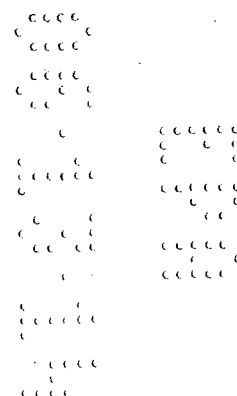
Do not apply this product in a way that will contact workers or other persons, either directly or through drift. Only protected handlers may be in the area during application. For requirements specific to your State or Tribe, consult the State or Tribal agency responsible for pesticide regulation.

Do not enter or allow others to enter until application of product has been completed.

1. LARGE AREA TREATMENT (over 5,000 sq. ft.)

1. Identify form(s) of targeted bottom-growing algae (Chara / Nitella or Filamentous) or Hydrilla.
2. Estimate the height of targeted plant growth (in ft.) in the water column. This would be the distance from bottom to top of plants.
3. Calculate surface area (acres) of the treatment area (area of infestation) using the following formula:

$$\frac{\text{Length (ft.)} \times \text{Width (ft.)}}{43,560} = \text{Surface Acre(s)}$$



Note to reviewer:

[Items in brackets [AAA] are optional and may/may not be included on final label]

{Items in braces {AAA} are for information purposes and will not appear on final label}

4. Refer to Table 1 to determine lbs. of **CUTRINE-PLUS GRANULAR [ALGAECIDE]** to apply per surface acre based upon type and height of targeted growth.

Table 1 Pounds of Cutrine-Plus Granular to Apply per Acre			
Form of Algal Growth	Height of Plant Growth (feet)		
	1	2	3
Bottom Filamentous	20	40	60
Chara / Nitella	30	60	90
Hydrilla	70	140	210

5. Distribute **CUTRINE-PLUS GRANULAR [ALGAECIDE]** evenly over the water surface directly over the targeted vegetation, varying rates with the height of the vegetation in the water column. A dry fertilizer spreader may be used to ensure even distribution.

B. SMALL AREA (SPOT) TREATMENT (under 5,000 sq. ft.)

For treatment around small areas such as docks, rafts, water intakes, etc., apply product uniformly at the rate of 1.5 pounds (24 oz.) per 1,000 square feet. (In areas less than 1 ft. deep, reduce dosage by 2 oz. per inch of water per 1,000 sq. ft. so as to not exceed 1.0 ppm copper).

OTHER TREATMENT FACTORS AND CONSIDERATIONS

The following suggestions apply to the use of **CUTRINE-PLUS GRANULAR** as an algaecide in all approved use sites:

- Apply **CUTRINE-PLUS GRANULAR [ALGAECIDE]** before growth has reached the surface and begun to form mats or canopies. If this has already occurred, application of Cutrine-Plus liquid is recommended.
- Calm and sunny conditions when water temperature is at least 60°F will usually expedite control results.
- Visible reduction in algae growth should be observed in 24 to 48 hours following application with full effects of treatments (bleaching and breaking apart of plant material) sometimes taking 7 – 10 days depending upon algae forms, weather, degree of infestation and water temperatures.
- Re-treat areas if re-growth begins to appear and seasonal control is desired.
- Apply treatment along the shore and proceed outwards in bands to allow fish to move into untreated areas. No more than ½ of the water body may be treated at one time (Refer to Environmental Hazards for additional guidance). The minimum retreatment interval between consecutive treatments is 14 days.

Note to reviewer:

[Items in brackets [AAA] are optional and may/may not be included on final label]

{Items in braces {AAA} are for information purposes and will not appear on final label}

STORAGE & DISPOSAL

Do not contaminate water, food or feed by storage or disposal.

{For plastic containers}

PESTICIDE STORAGE: Keep container closed when not in use. Keep pesticide in original container. Do not put concentrate or dilute into food or drink containers. Do not reuse or refill container. Do not contaminate feed, feedstuffs, or drinking water. Do not store or transport near feed or food.

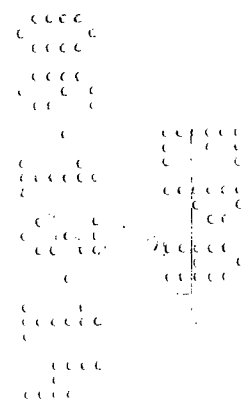
PESTICIDE DISPOSAL: Pesticide wastes are acutely hazardous. Open dumping is prohibited. Improper disposal of excess pesticide, spray mixture, or rinsate is a violation of Federal Law. If these wastes cannot be disposed of by use according to label instructions, contact your State Pesticide or Environmental Control Agency, or the Hazardous Waste representative at the nearest EPA Regional Office for guidance.

{For plastic containers}

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse container. Triple rinse as follows: Empty the remaining contents into application equipment or a mix tank. Fill the container ¼ full with water and recap. Shake for 10 seconds. Pour rinsate into application equipment or a mix tank or store rinsate for later use or disposal. Drain for 10 seconds after the flow begins to drip. Repeat this procedure two more times. Then offer for recycling or reconditioning if available or puncture and dispose of in approved landfill, or incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke. Consult Federal, State or local authorities for approved alternative procedures.

{For bagged product}

CONTAINER DISPOSAL: Nonrefillable container. Do not reuse or refill this container. Completely empty bag into application equipment by shaking and tapping sides and bottom to loosen clinging particles. If not emptied in this manner, the bag may be considered an acute hazardous waste and must be disposed in accordance with local, state and federal regulations. When completely empty, offer for recycling if available, or dispose of bag in a sanitary landfill or by incineration, or, if allowed by state and local authorities, by burning. If burned, stay out of smoke.



Note to reviewer:

[Items in brackets [AAA] are optional and may/may not be included on final label]

{Items in braces {AAA} are for information purposes and will not appear on final label}

Warranty

To the extent consistent with applicable law neither the manufacturer nor the seller makes any warranty, expressed or implied concerning the use of this product other than indicated on the label. To the extent consistent with applicable law buyer assumes risk of use of this material when such use is contrary to label instructions. Read and follow the label directions.

{Optional marketing text}

[Bottom growing Filamentous Algae mat Control]

[Controls bottom-growing algae along shorelines, beaches, docks, piers and rafts]

[Clay based formulation allow granules to sink rapidly to bottom releasing the absorbed chelated copper and providing excellent control of chara and filamentous algae]

[Registered for use in lakes and potable water reservoirs, farm, fish and fire ponds, fish hatcheries.]

[Is far less corrosive to equipment and other metal surfaces than other chelated copper compounds.]

[Treated water can be used for swimming, domestic uses and livestock watering immediately after chemical application.]

[Water from treated lakes and ponds may be used to irrigate turf, fairways and ornamental plants.]

[Fish can be caught and consumed immediately after application.]

[Will not plate-out or precipitate under normal storage conditions nor does the copper in precipitate out and become ineffective in alkaline or hard water.]

[Has been used successfully in trout ponds which contained cold, hard water.]

[Is available in two formulations (liquid and granular) for controlling floating, suspended and bottom-growing types of algae.]

[Effectively controls the noxious submersed weed, Hydrilla verticillata, without requiring post-treatment water use restrictions associated with other herbicides.]

[This **CUTRINE-PLUS GRANULAR** is compatible with the aquatic herbicides Weedtrine®-D, Harvester™ and Aquathol K.]

[This **CUTRINE-PLUS GRANULAR** works best when with species targeted dosage or concentrations are diluted for best application coverage.]

[For most effective results, evenly spread the required amount of **CUTRINE-PLUS GRANULAR** to ensure even distribution with the type of equipment being used.]

